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August 4, 2021

- **VIA ECF** -

Chambers of Honorable Kiyo A. Matsumoto
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *United States v. Kevin Lipsitz*
1:20-cr-00394 (KAM)

Dear Hon. Judge Matsumoto:

Our office represents Mr. Kevin Lipsitz in the above-referenced matter. Mr. Lipsitz is presently scheduled to appear before Your Honor on August 10, 2021 at 3:00 p.m. for a status conference. Mr. Lipsitz is presently in discussions with the Government seeking a possible resolution of this matter without a trial and is actively reviewing the proposed Plea Agreement provided to him for that purpose. Accordingly, Mr. Lipsitz respectfully requests that Your Honor grant an adjournment of the status conference in the above-captioned matter until a date convenient to the Court after September 5, 2021 in order to enable the parties to continue ongoing negotiations.

I have conferred with A.U.S.A. Andrew D. Wang regarding this request, and on behalf of the Government, he has no objection. This instant application best serves the ends of justice and the interests of the defendant and government. Accordingly, Mr. Lipsitz consents to the exclusion of time under the Speedy Trial Act for this purpose. Thank you for your consideration.

Respectfully submitted,

/s/ *Joseph Caldarera*
Joseph Caldarera, Esq.

JMC

Cc: A.U.S.A. Andrew D. Wang (via ECF)
 Mr. Kevin Lipsitz (via email)